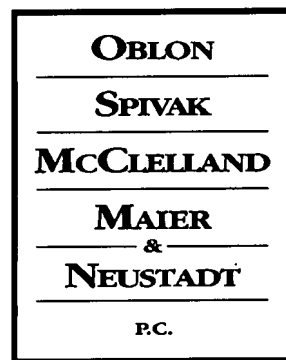




Docket No.: 250489US6



ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/802,813  
Applicants: Masato YAMAGUCHI, et al.  
Filing Date: March 18, 2004  
For: DISK LOADING DEVICE AND ASSOCIATED  
METHODOLOGY OF POSITIONING A  
RECORDING MEDIUM AT A STANDBY POSITION  
Group Art Unit: 2627  
Examiner: A. B. DRAVININKAS

SIR:

Attached hereto for filing are the following papers:

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)**  
**Copy of AMENDMENT as filed June 19, 2007**

Our check in the amount of - is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
\_\_\_\_\_  
Bradley D. Lytle

Registration No. 40,073

Scott A. McKeown

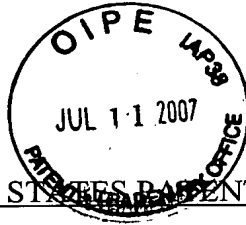
Registration No. 42,866

Customer Number

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(703) 413-2220 (fax)

DOCKET NO: 250489US6



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
MASATO YAMAGUCHI, ET AL. : EXAMINER: DRAVININKAS, ADAM B  
SERIAL NO: 10/802,813 :  
FILED: MARCH 18, 2004 : GROUP ART UNIT: 2627  
FOR: DISK RECORDING AND :  
REPRODUCING DEVICE :

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

A Notice of Non-compliant Amendment was issued on July 2, 2007 with respect to the previously submitted Amendment (filed on June 19, 2007). The Notice of Non-compliance identified the abstract and title of the invention submitted in the previous response as deficient in that there were no changes (i.e., mark-ups) shown to the abstract and the title.

Applicants note that the title provided in the Amendment filed June 19, 2007 is not an amended title, but instead, a new title. Likewise, the abstract submitted in the Amendment filed June 19, 2007 is not an amended abstract, but instead, a new abstract. Furthermore, Applicants note that consistent with 37 CFR 1.121, new text which is added to the specification, which is not an amendment of previously submitted material, is not to include underlining.<sup>1</sup>

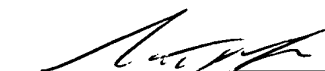
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<sup>1</sup> See 37 CFR 1.121(a)(1)(iii).

As such, Applicants submit herewith a copy of the June 19, 2007 Amendment which is fully compliant with 37 CFR 1.121 and, request that the Notice of Non-compliance be withdrawn.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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(OSMMN 03/06)

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